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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

NATURAL RESOURCES DEFENSE)
COUNCIL, INC., et al.,)
Plaintiffs,) 04-cv-04448 SC (BZ)
v.)
DEPARTMENT OF ENERGY, et al.,)
Administration, Oakland Operations Office)
Hon. Samuel Conti

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27 **Stipulation and [Proposed] Scheduling Order**
NRDC et al. v. DOE et al. (N.D. Cal.)
28 **Case No. 04-04448 SC (BZ) - 2**

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1 WHEREAS, Plaintiffs, NATURAL RESOURCES DEFENSE COUNCIL, COMMITTEE
2 TO BRIDGE THE GAP, and CITY OF LOS ANGELES, and Defendants, U.S. DEPARTMENT
3 OF ENERGY (“DOE”), SAMUEL W. BODMAN,¹ Secretary of DOE, and CAMILLE YUAN-
4 SOO HOO (collectively, the “Parties”), engaged in an alternative dispute resolution process
5 before Hon. Judge Bernard Zimmerman, which process is now concluded;

6
7 WHEREAS, the Court has contacted the Parties and requested that they file a stipulation
8 with respect to the schedule for motions that they anticipate in this matter, and the Parties,
9 through counsel, have conferred to this end;

10
11 WHEREAS, the Court has requested that Defendants lodge one copy of the
12 Administrative Record (“AR”) with the Court;

13 IT IS HEREBY AGREED AND THE PARTIES STIPULATE, subject to the Court’s
14 approval, as follows:

15 January 20, 2006 DOE lodges one copy of the AR with the Court and provides plaintiffs
16 with one copy of any AR materials not previously provided

17 March 10, 2006 Plaintiffs file for Summary Judgment (45 page limit)

18 April 12, 2006 Defendants file a combined Opposition to Plaintiffs’ Motion and a Cross
19 Motion for Summary Judgment (60 page limit)

20 May 10, 2006 Plaintiffs file an Opposition to Defendants’ Motion and Reply in Support
21 of their Motion (30 page limit)

22 June 7, 2006 Defendants file a Reply in Support of their Cross Motion. (15 page limit)

23
24 ¹Secretary Samuel W. Bodman, sworn into office February 1, 2005, is automatically substituted for
25 his predecessor, Spencer Abraham, pursuant to Fed. R. Civ. P. 25(d)(1). This Stipulation is
26 entered into on behalf of the DOE and the individually named defendants acting in their official
capacity.

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28 **NRDC et al. v. DOE et al. (N.D. Cal.)**

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1 June 9, 2006 Parties jointly file an Excerpts of Record, including the AR documents
2 cited by the Parties

3 June 23, 2006 Hearing on the cross-motions for summary judgment at 10 a.m.

4
5 Respectfully submitted this 12th day of January, 2006.

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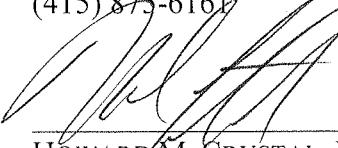
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32 **NRDC et al. v. DOE et al. (N.D. Cal.)**

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 1/13/06

Samuel Conti

Hon. Samuel Conti
U.S. District Judge

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